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OFFICE OF PETITIONS

In re Application of :
Barrett, Derek :
Application No. 09/747,737 :
Filed: December 21, 2000 :
Attorney Docket No. EMC-00-212 :

ON PETITION

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed March 7, 2005, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Application (Notice) mailed February 15, 2001. The Notice set a period for reply of two (2) months from the mail date of the Notice. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on April 16, 2001. A Notice of Abandonment was mailed on October 28, 2003.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b).

An additional \$130.00 has been collected for payment of the late oath or declaration fee as specified by the Notice mailed on February 15, 2001 from the petitioner's deposit account as authorized.

The file is now being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3282.

Liana Chase
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy